

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
TYLER DIVISION

GOVERNOR GREG ABBOTT, in his official  
capacity as Governor of the State of  
Texas,  
*Plaintiff,*

and

GOVERNOR MIKE DUNLEAVY, in his official  
capacity as Governor of the State of  
Alaska,

v.

JOSEPH R. BIDEN, in his official capacity as  
President of the United States;  
DEPARTMENT OF DEFENSE; LLOYD AUSTIN,  
in his official capacity as Secretary of the  
Defense; DEPARTMENT OF THE AIR FORCE;  
FRANK KENDALL III, in his official capacity  
as Secretary of the Air Force; DEPARTMENT  
OF THE ARMY; and CHRISTINE WORMUTH,  
in her official capacity as Secretary of the  
Army,  
*Defendants.*

No. 6:22-cv-3-JCB

PLAINTIFF'S NOTICE OF APPEAL

Pursuant the Federal Rules of Appellate Procedure and 28 U.S.C. § 1292(a)(1), Plaintiff Governor Greg Abbott files this Notice of Appeal to the United States Court of Appeals for the Fifth Circuit from the district court's Opinion and Order denying Plaintiffs' Motion for Preliminary Injunction, entered on June 24, 2022. ECF No. 48.

Date: June 28, 2022.

Respectfully submitted.

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**COUNSEL FOR GOVERNOR ABBOTT**

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing instrument has been sent by electronic notification through ECF by the United States District Court, Eastern District of Texas, Tyler Division, on June 28, 2022, to all counsel of record.

/s/ Christopher D. Hilton

**CHRISTOPHER D. HILTON**

Assistant Attorney General